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Application Serial No. 10/020,882

Our Ref.: PT-1949001

AUG 10 2004

CUSTOMER NO. 23607

Applicant: Dialysis Solutions Inc.

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OFFICIAL

Title: STERILE LOW BICARBONATE DIALYSIS CONCENTRATE
SOLUTIONS

Inventor: Sheldon Tobe

Examiner: Leslie R. Deak Group Art Unit: 3762

Due Date: August 13, 2004

RESPONSE TO
EXAMINER'S REPORT DATED JULY 13, 2004

August 10, 2004

VIA FACSIMILE (703-872-9306)

The Commissioner of Patents
UNITED STATES PATENT OFFICE
220 20th Street S.
Crystal Plaza 2, Lobby, Room 1B03
Arlington, Virginia 22202

Dear Sir:

In response to the outstanding Official Action dated July 13, 2004, a copy of which is attached, and due for response August 13, 2004 Applicant wishes to make the following submission.

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Pursuant to the Examiner's restriction requirement under 35 U.S.C. 121 Applicant hereby elects with traverse to prosecute invention 'T" as identified in the Examiner's report, namely, claims 1, 9, 10, 14 and 17, drawn to a sterile dialysis concentrate composition, classified in class 424, subclass 686. However, Applicant respectfully repeats his arguments with respect to any alleged election request on the grounds of the traverse submitted in his response of April 8, 2004 which are hereby incorporated in its entirety by reference. It makes little sense to group dependent claims apart from their corresponding independent claims.

If the Examiner has any questions, she is respectfully requested to contact Applicants' Agent, Neil H. Hughes at (905) 771-6414 at her convenience.

Respectfully submitted,



Neil H. Hughes, P.Eng.
Registration No. 33,636
Agent for Applicant

NHH/lvp